

Adopted	Rejected
---------	----------

COMMITTEE REPORT

YES:	10
NO:	0

MR. SPEAKER:

*Your Committee on Veterans Affairs and Public Safety, to which was referred Senate Bill 28, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Page 1, line 11, delete ""brand" means each type of" and insert
- 2 **""brand family" has the meaning set forth in IC 24-3-5.4-1."**
- 3 Page 1, delete line 12.
- 4 Page 3, line 9, delete ":" and insert **"the cigarettes:"**.
- 5 Page 3, line 10, delete "the cigarettes".
- 6 Page 3, line 12, delete "14" and insert **"15"**.
- 7 Page 3, line 13, delete "a written certification has been filed by the
- 8 manufacturer" and insert **"have been certified"**.
- 9 Page 3, line 14, delete "with the state fire marshal".
- 10 Page 3, line 16, delete "the cigarettes".
- 11 Page 3, line 27, delete "only".
- 12 Page 3, line 28, after "applied" insert **"only"**.
- 13 Page 4, line 2, delete "as a brand".
- 14 Page 4, line 5, delete "12" and insert **"13 or 15"**.

- 1 Page 5, line 29, delete "retailer" and insert "**retail**".
- 2 Page 6, line 5, delete "Each" and insert "**Except as provided in**
- 3 **subsection (d), each**".
- 4 Page 6, line 7, delete "as a brand".
- 5 Page 6, line 8, delete "14" and insert "**15**".
- 6 Page 6, line 31, delete "The" and insert "**Notwithstanding**
- 7 **subsection (a), the**".
- 8 Page 6, line 32, delete "certifications issued by another state that
- 9 has" and insert "**a certification issued to:**
- 10 **(1) the New York State Department of State's Office of Fire**
- 11 **Prevention and Control; or**
- 12 **(2) the responsible entity of another state that has:**
- 13 **(A) substantially equivalent certification requirements**
- 14 **relating to reduced ignition propensity cigarettes; and**
- 15 **(B) the same test method and performance standard**
- 16 **requirements as provided in sections 13 and 15 of this**
- 17 **chapter.**".
- 18 Page 6, delete lines 33 through 34.
- 19 Page 6, line 35, delete "as a brand".
- 20 Page 6, line 35, after "certification" insert "**submitted**".
- 21 Page 6, line 37, delete "of cigarette" and insert "**family**".
- 22 Page 6, line 37, after "certification" delete "," and insert "**submitted**
- 23 **under subsection (a) or (d),**".
- 24 Page 6 line 38, delete "two" and insert "**eight**".
- 25 Page 6, line 39, delete "fifty dollars (\$250)." and insert "**dollars**
- 26 **(\$800).**".
- 27 Page 7, line 2, delete "of cigarette" and insert "**family**".
- 28 Page 7, line 10, after "13" insert "**or 15**".
- 29 Page 7, line 13, delete "14" and insert "**15**".
- 30 Page 8, line 5, after "marking" delete ",".
- 31 Page 9, line 28, delete "14" and insert "**15**".
- 32 Page 11, between lines 16 and 17, begin a new paragraph and insert:
- 33 "**Sec. 31. This chapter may not be construed to supersede or**
- 34 **preempt applicable federal laws or regulations concerning reduced**
- 35 **ignition propensity standards for cigarettes.**
- 36 SECTION 2. [EFFECTIVE UPON PASSAGE] (a)
- 37 IC 22-14-7-21(d), as added by this act, applies to certifications
- 38 issued not more than three (3) years before the date on which this

- 1 **act takes effect.**
- 2 **(b) This SECTION expires July 1, 2011."**
- 3 Renumber all SECTIONS consecutively.
 (Reference is to SB 28 as reprinted January 29, 2008.)

and when so amended that said bill do pass.

Representative Tincher